



GARY R. HERBERT  
Governor

GREGORY S. BELL  
Lieutenant Governor

# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

### Division of Oil, Gas and Mining

JOHN R. BAZA  
Division Director

Outgoing  
C0070034

#3887  
B

September 13, 2011

Erwin Sass, General Manager  
Canyon Fuel Company  
P.O. Box 1029  
Wellington, UT 84542

Subject: Conditional Approval of Banning Midterm Review Response, C/007/0034, Banning Siding Loadout, Task ID #3887

Dear Mr. Sass:

The above-referenced amendment is conditionally approved upon receipt of 6 clean copies prepared for incorporation including the information requested below:

Some of the information submitted as a response to the previous ownership and control deficiencies does not match what is found in the OSM/AVS database.

#### Arch Coal, Inc.

1. The AVS shows an **End Date of 5/31/11 for David B. Peugh, Vice President**. This End Date is not reflected in the submitted information.
2. The AVS shows an **End Date of 4/28/11 for Thomas A. Lockhart, Director**. This End Date is not reflected in the submitted information.
3. The AVS shows **David N. Warnecke, Vice President with a Begin Date of 2/24/11**. This does not match the date of 8/08/05 as shown in the submittal.
4. **Thomas J. Jones, Director and Peter I. Wold, Director both show a Begin Date of 7/24/10**. The AVS shows a Begin Date of 7/21/10.

#### Arch Western Bituminous Group, LLC

1. The AVS shows an **End Date of 4/15/11 for Gary Bennett, Director**. This End Date is not reflected in the submitted information.
2. The AVS shows **Paul Lang, Director with a Begin Date of 4/15/11**. This information is not in the submittal.



**Canyon Fuel Company, LLC**

1. The AVS shows an **End Date of 4/15/11 for Gary Bennett, Director**. This End Date is not reflected in the submitted information.
2. The AVS shows **Paul Lang, Director with a Begin Date of 4/15/11**. This information is not in the submittal.

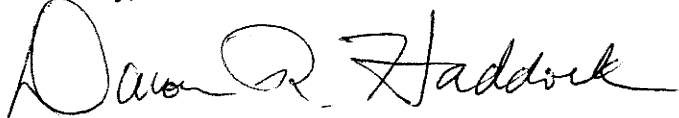
Please address these discrepancies by either updating the information in the submittal for incorporation into the MRP or by providing a Secretary's Certificate to correct the AVS.

Please submit these copies by October 13, 2011. Once we receive these copies, final approval will be granted.

A stamped incorporated copy of the approved plans will also be returned to you at that time, for insertion into your copy of the Mining and Reclamation Plan. This modification does not necessitate an update to the Technical Analysis.

If you have any questions, please call me at (801) 538-5325 or Ingrid Campbell at (801) 538-5318.

Sincerely,

A handwritten signature in black ink, appearing to read "Daron R. Haddock". The signature is fluid and cursive, with the first name "Daron" and last name "Haddock" clearly distinguishable.

Daron R. Haddock  
Coal Program Manager

DRH/IC/sqs  
cc: Price Field Office  
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